

The Honorable John C. Coughenour  
The Honorable David W. Christel

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

COALITION TO PROTECT PUGET SOUND )  
HABITAT, *et al.*, )

Plaintiffs, )

v. )

UNITED STATES ARMY CORPS OF )  
ENGINEERS, *et al.*, )

Defendants. )

Case No. 2:21-cv-1685-JCC-DWC

~~PROPOSED~~ ORDER

Having reviewed the UNOPPOSED MOTION FOR VOLUNTARY REMAND filed by Defendants United States Army Corps of Engineers, *et al.*, and for good cause shown, that unopposed motion is GRANTED.

By this ORDER the Court HERBY:

(a) Remands to the Corps, without vacatur, the decision by the Corps' Northwestern Division that imposed conditions on, without suspending or revoking, the use of the 2021 NWP 48 in Washington State;

(b) Dismisses Claims 1-4 and 6 without prejudice; and

(c) Gives the Plaintiffs leave within the 14-day period after the date of this Order to file a motion that seeks leave to file an amended complaint to add a claim or claims pertaining to Letters of Permission.

Entered this 5th day of October 2023.



UNITED STATES ~~MAGISTRATE~~ DISTRICT JUDGE

Presented By:

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